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With reference to the above-mentioned case, and pursuant to our continuing obligations, the People make the following disclosure: on or about March 30, 2017, during trial preparation, Police Officer Timothy Foder indicated that during the time he has been employed by the New York City Police Department, he had been named as a defendant in a federal civil lawsuit. Because his involvement in this lawsuit was limited to only receiving notice of the claims from the Law Department of the City of New York, Officer Foder had little or no substantive knowledge about either the status of the lawsuit, or the specific allegations contained in complaint. During the discussion, Officer Foder indicated that he has not been deposed in any such civil lawsuit, nor has he given trial testimony in any such civil lawsuit.

As a result of the conversation with Officer Foder, on March 30, 2017, the People performed a simple name search of the Public Access to Court Electronic Records ["PACER"] website, and found the following cases which list "Timothy Foder" and "City of New York" as civil defendants:

1. Pearce v. City of New York, 1:07-cv-04946 - settled in 2008, with stipulation of settlement filed ending litigation in Eastern District of New York;

In the above-referenced case that was settled, a stipulation of settlement and an order of dismissal was filed with the court, indicating, in sum and substance, that nothing